IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

FRIDAY, THE 1ST JUNE 2007 / 11TH JYAISHTA 1929

Bail Appl..No. 3225 of 2007()

CRMP.1566/2007 of J.M.F.C.,KUNNAMKULAM
CRIME NO.178/2007 OF PERAMANGALAM POLICE STATION

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PETITIONER

NISHAD, S/O.PAREEKUTTY, PUTHUVEETTIL
KALAMPIPADY, ELANGAD DESOM, KADAPPURAM AMSOM,
CHAVAKKAD TALUK.

BY ADV. SRI.P.RAMACHANDRAN

RESPONDENTS:

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1. THE STATE OF KERALA, REPRESENTED
BY THE PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

2. THE SUB INSPECTOR OF POLICE,
PERAMANGALAM POLICE STATION, PERAMANGALAM,
THRISSUR DISTRICT.

BY PUBLIC PROSECUTOR JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 01/06/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

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Bail Application No.3225/2007

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DATED: 1-6-2007

O R D E R

In this Petition filed under Section 439 Cr.P.C., the petitioner who is accused in Crime No.178/2007 of Peramangalam Police Station for an offence punishable under Section 376 IPC seeks his enlargement on bail. The petitioner was arrested on 30.4.2007.

2. I heard the learned counsel for the petitioner and the learned Public Prosecutor.

3. Having regard to the nature of the offences, the duration of judicial custody of the petitioner, the present stage of investigation of the case and the other circumstances of the case, I am inclined to grant bail to the petitioner. Accordingly, the petitioner is directed to be released on bail on his executing a bond for Rs. 10,000/- (Rupees ten thousand only) with two solvent sureties each for the like amount to the satisfaction of the J.F.C.M, Kunnamkulam and subject to the following conditions:

(a). The petitioner shall report before the Investigating Officer between 9 am. and 11 am. on all Wednesdays.

(b). The petitioner shall make himself available for interrogation as and when required by the police till the filing of the final report.

(c). The petitioner shall not influence or intimidate the prosecution witnesses nor shall he attempt to tamper with the evidence for the prosecution.

(d). The petitioner shall not commit any offence while on bail.

4. If the petitioner commits breach of any of the above conditions, the bail granted to him shall be liable to be cancelled.

This application is allowed as above.

V.RAMKUMAR,
JUDGE

mrcs

In this Petition filed under Sec. 439 Cr.P.C. the petitioner, who is the sole accused in C.R. No.8/2007 of Sulthan Bathery Excise Range for an offence punishable under Section 55(a) of the Abkari Act for having been found in possession of 3 liters of illicit arrack, seeks his enlargement on bail. Petitioner was arrested on 6.2.2007.

2. I heard the learned counsel for the petitioner and the learned Public Prosecutor.

3. Having regard to the nature of the offence and the other circumstances of the case, I am inclined to grant bail to the petitioner, but only from a future date. Accordingly, the petitioner is directed to be released on bail with effect from 6.3.2007, on his executing a bond for Rs. 20,000/- (Rupees twenty thousand only) with two solvent sureties each for the like amount to the satisfaction of the J.F.C.M.-I, Sulthan Bathery, and subject to the following conditions: